



Billing Code 9110-12-P

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 64**

**Docket ID FEMA-2019-0003**

**[Internal Agency Docket No. FEMA-8593]**

**Suspension of Community Eligibility**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the Federal Register on a subsequent date. Also, information identifying the current participation status of a community can be obtained from FEMA's Community Status Book (CSB). The CSB is available at <https://www.fema.gov/national-flood-insurance-program-community-status-book>.

**DATES:** The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

**FOR FURTHER INFORMATION CONTACT:** If you want to determine whether a particular community was suspended on the suspension date or for further information, contact Adrienne L. Sheldon, PE, CFM, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 400 C Street SW., Washington, DC 20472, (202) 212-3966.

**SUPPLEMENTARY INFORMATION:** The NFIP enables property owners to purchase Federal flood insurance that is not otherwise generally available from private insurers. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits the sale of NFIP flood insurance unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR Part 59. Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. We recognize that some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue to be eligible for the sale of NFIP flood insurance. A notice withdrawing the suspension of such communities will be published in the Federal Register.

In addition, FEMA publishes a Flood Insurance Rate Map (FIRM) that identifies the Special Flood Hazard Areas (SFHAs) in these communities. The date of the FIRM, if

one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may be provided for construction or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year on FEMA's initial FIRM for the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment procedures under 5 U.S.C. 553(b), are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were made, this final rule may take effect within less than 30 days.

National Environmental Policy Act. FEMA has determined that the community suspension(s) included in this rule is a non-discretionary action and therefore the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) does not apply.

Regulatory Flexibility Act. The Administrator has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, Section 1315, 42 U.S.C. 4022, prohibits flood insurance

coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

Paperwork Reduction Act. This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq.

#### **List of Subjects in 44 CFR Part 64**

Flood insurance, Floodplains.

Accordingly, 44 CFR Part 64 is amended as follows:

#### **PART 64--[AMENDED]**

1. The authority citation for Part 64 continues to read as follows:

**Authority:** 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp.; p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp.; p. 376.

#### **§ 64.6 [Amended]**

2. The tables published under the authority of § 64.6 are amended as follows:

<b>State and Location</b>	<b>Community No.</b>	<b>Effective date authorization/cancellation of sale of flood insurance in community</b>	<b>Current Effective Map Date</b>	<b>Date Certain Federal assistance no longer available in SFHAs</b>
<b>Region II</b>				
New Jersey: Cresskill, Borough of, Bergen County.	340024	May 30, 1975, Emerg; December 1, 1981, Reg; August 28, 2019, Susp.	August 28, 2019	August 28, 2019.
Demarest, Borough of, Bergen County.	340025	June 24, 1975, Emerg; September 30, 1981, Reg; August 28, 2019, Susp.	-do-*	-do-
Dumont, Borough of, Bergen County.	340026	January 14, 1972, Emerg; September 15, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
Edgewater, Borough of, Bergen County.	340029	September 25, 1975, Emerg; April 1, 1983, Reg; August 28, 2019, Susp.	-do-	-do-
Elmwood Park, Borough of, Bergen County.	340500	May 26, 1972, Emerg; November 15, 1979, Reg; August 28, 2019, Susp.	-do-	-do-
Englewood, City of, Bergen County.	340031	December 29, 1972, Emerg; February 19, 1986, Reg; August 28, 2019, Susp.	-do-	-do-
Fairview, Borough of, Bergen County.	340034	July 16, 1975, Emerg; August 2, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Garfield, City of, Bergen County.	340037	May 5, 1972, Emerg; April 15, 1980, Reg; August 28, 2019, Susp.	-do-	-do-
Glen Rock, Borough of, Bergen County.	340038	February 12, 1975, Emerg; July 2, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Hackensack, City of, Bergen County.	340039	October 2, 1974, Emerg; December 1, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Harrington Park, Borough of, Bergen County.	340040	April 16, 1975, Emerg; April 15, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Hasbrouck Heights, Borough of, Bergen County.	340041	July 8, 1975, Emerg; June 30, 1976, Reg; August 28, 2019, Susp.	-do-	-do-
Leonia, Borough of, Bergen County.	340045	August 25, 1975, Emerg; July 5, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Little Ferry, Borough of, Bergen County.	340046	July 21, 1975, Emerg; June 15, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Moonachie, Borough of, Bergen County.	340053	April 30, 1975, Emerg; March 18, 1983, Reg; August 28, 2019, Susp.	-do-	-do-

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Mount Laurel, Township of, Burlington County.	340107	February 18, 1972, Emerg; March 2, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
New Jersey Meadowlands Commission, Bergen County.	340570	January 3, 1975, Emerg; December 15, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
New Milford, Borough of, Bergen County.	340054	February 25, 1972, Emerg; April 1, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
North Arlington, Borough of, Bergen County.	340055	July 3, 1975, Emerg; April 3, 1978, Reg; August 28, 2019, Susp.	-do-	-do-
Norwood, Borough of, Bergen County.	340057	May 30, 1975, Emerg; April 18, 1983, Reg; August 28, 2019, Susp.	-do-	-do-
Oakland, Borough of, Bergen County.	345309	June 30, 1970, Emerg; June 30, 1970, Reg; August 28, 2019, Susp.	-do-	-do-
Oradell, Borough of, Bergen County.	340060	November 24, 1972, Emerg; March 15, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
Palisades Park, Borough of, Bergen County.	340061	May 22, 1975, Emerg; June 1, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Paramus, Borough of, Bergen County.	340062	February 11, 1972, Emerg; June 1, 1984, Reg; August 28, 2019, Susp.	-do-	-do-
Park Ridge, Borough of, Bergen County.	340063	February 19, 1975, Emerg; May 5, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Ramsey, Borough of, Bergen County.	340064	January 21, 1974, Emerg; September 2, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Ridgefield, Borough of, Bergen County.	340065	January 14, 1972, Emerg; March 15, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
Ridgewood, Village of, Bergen County.	340067	November 12, 1971, Emerg; December 15, 1983, Reg; August 28, 2019, Susp.	-do-	-do-
Rutherford, Borough of, Bergen County.	340072	July 2, 1975, Emerg; June 1, 1978, Reg; August 28, 2019, Susp.	-do-	-do-
Saddle Brook, Township of, Bergen County.	340074	June 10, 1974, Emerg; April 15, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
South Hackensack, Township of, Bergen County.	340515	August 11, 1975, Emerg; March 2, 1983, Reg; August 28, 2019, Susp.	-do-	-do-

<b>State and Location</b>	<b>Community No.</b>	<b>Effective date authorization/cancellation of sale of flood insurance in community</b>	<b>Current Effective Map Date</b>	<b>Date Certain Federal assistance no longer available in SFHAs</b>
Teaneck, Township of, Bergen County.	340075	May 2, 1975, Emerg; October 16, 1984, Reg; August 28, 2019, Susp.	-do-	-do-
Tenaflly, Borough of, Bergen County.	340076	April 21, 1975, Emerg; February 17, 1982, Reg; August 28, 2019, Susp.	-do-	-do-
Upper Saddle River, Borough of, Bergen County.	340077	April 12, 1974, Emerg; September 15, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
Waldwick, Borough of, Bergen County.	340078	March 31, 1972, Emerg; March 1, 1979, Reg; August 28, 2019, Susp.	-do-	-do-
Wallington, Borough of, Bergen County.	340079	June 18, 1975, Emerg; June 4, 1980, Reg; August 28, 2019, Susp.	-do-	-do-
Westwood, Borough of, Bergen County.	340081	December 17, 1971, Emerg; February 4, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Wood-Ridge, Borough of, Bergen County.	340083	September 1, 1972, Emerg; August 11, 1978, Reg; August 28, 2019, Susp.	-do-	-do-
Woodcliff Lake, Borough of, Bergen County.	340082	July 15, 1975, Emerg; September 2, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Wyckoff, Township of, Bergen County.	340084	December 17, 1971, Emerg; August 1, 1977, Reg; August 28, 2019, Susp.	-do-	-do-
<b>Region V</b>				
Ohio: Ashtabula, City of, Ashtabula County.	390011	May 6, 1975, Emerg; February 1, 1980, Reg; August 28, 2019, Susp.	-do-	-do-
Ashtabula County, Unincorporated Areas.	390010	February 15, 1977, Emerg; January 2, 1981, Reg; August 28, 2019, Susp.	-do-	-do-
Conneaut, City of, Ashtabula County.	390012	September 23, 1974, Emerg; February 15, 1980, Reg; August 28, 2019, Susp.	-do-	-do-
North Kingsville, Village of, Ashtabula County.	390889	May 27, 1988, Emerg; August 4, 1988, Reg; August 28, 2019, Susp.	-do-	-do-

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
<b>Region VIII</b>				
Colorado: Aguilar, Town of, Las Animas County.	080229	August 20, 2010, Emerg; N/A, Reg; August 28, 2019, Susp.	-do-	-do-
Las Animas County, Unincorporated Areas.	080105	October 15, 1971, Emerg; September 1, 1977, Reg; August 28, 2019, Susp.	-do-	-do-

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Code for reading third column: Emerg. —Emergency; Reg. —Regular; Susp. —Suspension.

Dated: August 12, 2019.

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[FR Doc. 2019-17598 Filed: 8/15/2019 8:45 am; Publication Date: 8/16/2019]